

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PETER J. McDANIELS,) CASE NO. C12-1289-TSZ-MAT
Plaintiff,)
v.) ORDER DENYING MOTION FOR
WHATCOM COUNTY EXECUTIVE PETE) APPOINTMENT OF COUNSEL
KREMEN, et al.,)
Defendant.)

Plaintiff Peter J. McDaniels, proceeding *pro se* and *in forma pauperis* (IFP) in this 42 U.S.C. § 1983 civil rights case, requests the appointment of counsel. (See Dkt. 15 at 3.) The Court, having considered the request, does hereby find and ORDER:

(1) There is no right to have counsel appointed in cases brought under § 1983. Although the Court, under 28 U.S.C. § 1915(e)(1), can request counsel to represent a party proceeding IFP, plaintiff has shown neither exceptional circumstances, nor an inability to articulate his claims *pro se* that would warrant the appointment of counsel at this time. *See Wilborn v. Escalderon*, 789 F.2d 1328, 1331 (9th Cir. 1986). Accordingly, plaintiff's request

01 for the appointment of counsel (Dkt. 15 at 3) is DENIED.

02 (2) The Clerk is directed to send a copy of this Order to the parties and to the
03 Honorable Thomas S. Zilly.

04 DATED this 24th day of September, 2012.

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07 Mary Alice Theiler
08 United States Magistrate Judge
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